

The regular meeting of the Northport City Council convened at 6:00 p.m. on October 17, 2011 at the Northport City Hall, located at 3500 McFarland Blvd. The invocation was offered by Pro Tem Logan. President Tunnell led the assembly in the Pledge of Allegiance. Upon roll call, the following were found to be present: President Tunnell, Pro Tem Logan, Councilman Webb, Councilman Acker, and Councilman Harper. Also present were City Administrator Scott Collins and Mayor Herndon.

Motion by Pro Tem Logan, **Second** by Councilman Webb to **approve the Agenda for the October 17, 2011 Council Meeting with the addition of an executive session to discuss imminent litigation.** Roll call vote was as follows: Pro Tem Logan, Yes; Councilman Webb, Yes; Councilman Acker, Yes; Councilman Harper, Yes; President Tunnell, Yes; **Motion Carried Unanimously.**

Motion by Councilman Webb, **Second** by Councilman Acker to **approve Ordinance 1763 Amending Sections 74-223 and 74-224 of the Northport Municipal Code.** Roll call vote was as follows: Councilman Webb, Yes; Councilman Acker, Yes; Pro Tem Logan, Yes; Councilman Harper, Yes; President Tunnell, Yes. **Motion Carried Unanimously.**

Motion by Councilman Acker, **Second** by Councilman Harper to **approve Ordinance 1764 Amending Chapter 34 of the Northport Municipal Code.** Roll call vote was as follows: Councilman Acker, Yes; Councilman Harper, Yes; Councilman Webb, Yes; Pro Tem Logan, Yes; President Tunnell, Yes. **Motion Carried Unanimously.**

Motion by Councilman Harper, **Second** by Pro Tem Logan to **approve Ordinance 1765 Rezoning approximately 1.93 acres of land from RS-1 to C-6 located at 6375 McFarland Blvd.** Roll call vote was as follows: Councilman Harper, Yes; Pro Tem Logan, Yes; Councilman Webb, Yes; Councilman Acker, Yes; President Tunnell, Yes. **Motion Carried Unanimously.**

Motion by Councilman Webb, **Second** by Pro Tem Logan, to **approve Ordinance 1766 Amending the Northport Zoning Ordinance Section 005 pertaining to “Permitted Signs” (Reader Boards).** Roll call vote was as follows: Councilman Webb, Yes; Pro Tem Logan, Yes; Councilman Harper, Yes; Councilman Acker, Yes; President Tunnell, Yes. **Motion Carried Unanimously.**

Mr. Darren Morris from 1011 15th Street Court, Mr. Hal Burleson from 3809 Biscayne Hills, Ms. Beth Blalock, Ms. Vickie Turnage from 4401 NWL Dr. W., and Ms. Nancy Kelley, from 5118 Lauderdale Court appeared before the Council to express their opposition to the Group Home Ordinance.

Motion by Councilman Acker, **Second** by Councilman Tunnell to **table the Ordinance Amending Section 6-14 “Group Homes” of the Northport Municipal Code until the November 7th Council Meeting.** Roll call was as follows: Councilman Acker, Yes; President Tunnell, Yes; Councilman Webb, Yes; Pro Tem Logan, Yes; Councilman Harper, Yes. **Motion Carried Unanimously.**

Motion by Pro Tem Logan, **Second** by Councilman Harper to **approve Resolution 11-119 Authorizing Change Order Number 1 to PATCO Electric, Inc. for the Water Treatment Plant Generator Project in the amount of \$10,297.10.** Roll call vote was as follows: Pro Tem Logan, Yes; Councilman Harper, Yes; Councilman Webb, Yes; Councilman Acker, Yes; President Tunnell, Yes. **Motion Carried Unanimously.**

Motion by President Tunnell, **Second** by Councilman Harper, to **approve Resolution 11-120 Authorizing the City Administrator to execute an agreement with Almon and Associates for design and construction inspection services for the Indian Lake Sewer Project.** Roll call vote was as follows: President Tunnell, Yes; Councilman Harper, Yes; Councilman Webb, Yes; Pro Tem Logan, Yes; Councilman Acker, Yes. **Motion Carried Unanimously.**

Motion by Pro Tem Logan, **Second** by Councilman Acker, to **approve the Consent Agenda for the October 17, 2011 Council Meeting.**

Consent Agenda

1. Minutes, October 3, 2011 Regular Meeting
2. Bill Listing

Roll call was as follows: Pro Tem Logan, Yes, Councilman Acker, Yes; Councilman Webb, Yes; Councilman Harper, Yes; President Tunnell, Yes. **Motion Carried Unanimously.**

Motion by Councilman Acker, **Second** by Pro Tem Logan to **receive the report of the audit.** Roll call vote was as follows: Councilman Acker, Yes; Pro Tem Logan, Yes; Councilman Webb, Yes; Councilman Harper, Yes; President Tunnell, Yes. **Motion Carried Unanimously.**

Mayor & Council Member's Business:

Councilman Webb, District 1, none

President Pro Tem Logan, District 2, informed everyone that by the end of the month we should be opening bids on the Kennedy/Snow Drainage Project.

President Tunnell, District 3, none

Councilman Acker, District 4, none

Councilman Harper, District 5, none

Mayor Herndon said that the Associated Press printed an article stating the City of Northport has been named in a Federal lawsuit involving the Illegal Immigration Law. He said the article stated that the City of Northport Water Department sent out notices to people informing them they had two days to prove their citizenship or their water would be turned off. The Mayor said this is false and he contacted the Associated Press and informed them as such. He is hopeful the Associated Press will print a retraction to the article. Mayor Herndon also thanked everyone for the prayers and support of the loss of his father.

Motion by Pro Tem Logan, **Second** by Councilman Harper **to approve the executive session lasting approximately 10-15 minutes to discuss imminent litigation.** Roll call vote was as follows: Pro Tem Logan, Yes; Councilman Harper, Yes; Councilman Webb, Yes; Councilman Acker, Yes; President Tunnell, Yes. **Motion Carried Unanimously.**

After the executive session, there being no further business to come before the Council, the meeting was adjourned at 7:05 p.m.

William Tunnell, President

ATTEST:

Scott Collins, City Administrator